IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 344 OF 2005

Mr. Sudhakar Tangappa Panikar .. Applicant.

V/s.

The State of Maharashtra .. Respondent.

Shri Sudhir C. Halli for the Applicant.
Shri V.B. Konde- Deshmukh, APP for Respondent -State.

CORAM : A.M.KHANWILKAR, J.
DATED : JANUARY 27, 2005

PC :-

. Heard learned counsel for the parties.

2. This is a second application for bail filed before this court. The first bail application was rejected by me on merits on 2nd November, 2004. This application has been filed essentially on the ground that the applicant requires to undergo medical treatment for ailment of hypertension (Ischemic Heart Disease). The record however, indicates that when ever required, the applicant was referred to Sassoon Hospital. The grievance of the applicant is that the applicant is not taken to the Sassoon Hospital as and when required on the pretext that the police escort is

not available. This grievance can be remedied by directing the authorities to ensure that as and when required and so certified by the government doctor, attending the applicant in jail, the applicant shall be taken to the concerned hospital under police escort at his expenses, if and when necessary.

3. The question of releasing the applicant on bail does not arise specially when I have already rejected his earlier bail application on merits coupled with the fact that the trial has already been commenced and recording of evidence of prosecution witnesses has also commenced.

4. Hence, disposed of with the above observations.

.....